

EXHIBIT 115

Excerpts of the Deposition of Michael Mersch (Redacted)

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

CUNG LE; NATHAN QUARRY, JON)	
FITCH, on behalf of)	
themselves and all others)	
similarly situated,)	
)	
Plaintiffs,)	
)	
vs.)	Case No.
)	2:15-cv-01045-RFB-(PAL)
)	
ZUFFA, LLC, d/b/a Ultimate)	
Fighting Championship and)	
UFC,)	
)	
Defendant.)	
_____)	

C O N F I D E N T I A L

VIDEOTAPED DEPOSITION OF

MICHAEL P. MERSCH

MORNING SESSION (PAGES 1 to 332)

LAS VEGAS, NEVADA

JULY 14, 2017

8:05 a.m.

REPORTED BY:
CYNTHIA K. DuRIVAGE, CSR #451
JOB NO. 51253-A

MICHAEL P. MERSCH - CONFIDENTIAL

<p style="text-align: right;">322</p> <p>1 A. Is your question if the UFC has a contract, 2 do I believe as a lawyer and just as a general human 3 being that the fighter has an obligation to honor -- 4 Q. Yes. 5 A. -- the terms of the contract that he or she 6 agreed to? 7 Q. Yes. 8 A. Yes.</p> <p>[REDACTED]</p> <p>19 In other words, if I have a contract, I 20 can't just unilaterally choose when to stop adhering 21 to the terms of the contract. 22 Q. Okay. So the -- 23 A. It doesn't work that way, at least in my -- 24 when I went to law school, that's what they taught 25 me.</p>	<p style="text-align: right;">324</p> <p>1 whereby he agreed not to leave, not because he chose, 2 you know -- 3 Q. Okay. So in your understanding, he chose 4 it, but he still -- whether or not he chose it and 5 now wants to change his mind, he still can't leave? 6 A. I don't know how many times I can answer 7 the same question. 8 MR. WILLIAMS: Asked and answered a million 9 times. 10 BY MR. CRAMER: 11 Q. Let's say he wants to leave. What he wants 12 to do is leave the UFC, right? That's what I want to 13 do. I want to fight again, but I never want to fight 14 for the UFC again. Okay? But the UFC is determined 15 to prevent him from fighting for someone else.</p> <p>[REDACTED]</p> <p>20 A. I guess I would need more information. 21 So your hypothetical is that a fighter has 22 negotiated in good faith to enter in an agreement 23 with the UFC; is that correct? 24 Q. Yes. 25 A. And then, they want to breach the agreement</p>
<p style="text-align: right;">323</p> <p>[REDACTED]</p> <p>14 You're being intentionally obtuse. 15 Q. No, you are. 16 A. I mean, take a contracts class. He's 17 entered into a contract -- in my simple and humble 18 understanding of contracts, I would think that 19 somebody who has contractually agreed to be bound by 20 terms would be duty-bound and contractually bound to 21 honor the terms of the agreement that he or she 22 entered into. 23 Q. I agree. So he can't leave. He's 24 duty-bound to follow the contract he entered into. 25 A. He has chosen to enter into an agreement</p>	<p style="text-align: right;">325</p> <p>1 with the UFC? 2 Q. No. 3 A. Okay. Please feel free to clarify. I 4 don't understand the question. 5 Q. They want to fight for someone else, they 6 don't want to breach. 7 A. If by fighting for someone else they're 8 breaching the agreement, then they're breaching the 9 agreement.</p> <p>[REDACTED]</p> <p>[REDACTED]</p>

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<div>1 CERTIFICATE OF REPORTER</div> <div>2 I, Cynthia K. DuRivage, a Certified</div> <div>3 Shorthand Reporter of the State of Nevada, do hereby</div> <div>4 certify:</div> <div>5 That the foregoing proceedings were taken</div> <div>6 before me at the time and place herein set forth;</div> <div>7 that any witnesses in the foregoing proceedings,</div> <div>8 prior to testifying, were duly sworn; that a record</div> <div>9 of the proceedings was made by me using machine</div> <div>10 shorthand which was thereafter transcribed under my</div> <div>11 direction; that the foregoing transcript is a true</div> <div>12 record of the testimony given.</div> <div>13 I further certify I am neither financially</div> <div>14 interested in the action nor a relative or employee</div> <div>15 of any attorney or party to this action.</div> <div>16 Reading and signing by the witness was</div> <div>17 requested.</div> <div>18 IN WITNESS WHEREOF, I have this date</div> <div>19 subscribed my name.</div> <div>20 Dated: August 1, 2017</div> <div>21</div> <div>22</div> <div>23 CYNTHIA K. DuRIVAGE</div> <div>24 CCR No. 451</div> <div>25</div>	<div>1 E R R A T A</div> <div>2</div> <div>3</div> <div>4</div> <div>5 I wish to make the following changes,</div> <div>6 for the following reasons:</div> <div>7</div> <div>8 PAGE LINE</div> <div>9 ___ CHANGE: _____</div> <div>10 REASON: _____</div> <div>11 ___ CHANGE: _____</div> <div>12 REASON: _____</div> <div>13 ___ CHANGE: _____</div> <div>14 REASON: _____</div> <div>15 ___ CHANGE: _____</div> <div>16 REASON: _____</div> <div>17 ___ CHANGE: _____</div> <div>18 REASON: _____</div> <div>19 ___ CHANGE: _____</div> <div>20 REASON: _____</div> <div>21</div> <div>22</div> <div>23 WITNESS' SIGNATURE</div> <div>24</div> <div>25 DATE</div>
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